

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

NO. 5:03CR00367-001BO

FILED

MAR 12 2007

DENNIS P. IAVARONE, CLERK  
US DISTRICT COURT, EDNC  
BY \_\_\_\_\_ DEP CLK

UNITED STATES OF AMERICA, )  
)  
Plaintiff, )  
)  
v. )  
)  
BRIAN TOD SCHELLENBERGER, )  
)  
Defendant, )  
)  
v. )  
)  
HEWITT ASSOCIATES, )  
)  
Garnishee. )

**ANSWER OF THE GARNISHEE**

Gregory S. Tabickman, BEING DULY SWORN DEPOSES  
(Name of person completing Answer)

AND SAYS:

**IF GARNISHEE IS AN INDIVIDUAL:**

That I am the Garnishee herein doing business in the name of :

~~Hewitt Associates LLC~~  
(Business name)

**IF GARNISHEE IS A PARTNERSHIP:**

That I am the \_\_\_\_\_ of a partnership of which the  
(Position title)  
named Garnishee is a partner.

**IF GARNISHEE IS A CORPORATION:**

That I am <sup>a</sup> Benefits Service Manager <sup>with</sup>  
Hewitt Associates LLC,

(Position title)  
(Company name)

Garnishee, a corporation organized under the laws of the State of Illinois  
(State of Incorporation)

On December 21, 2006, the above-named Garnishee was served with the  
Writ of Continuing Garnishment for the pay period in effect on this date of service:

Yes    No  
            ✓  

1. Defendant was in my/our employ.

2. Pay period is \_\_\_\_\_ weekly, \_\_\_\_\_ bi-weekly  
\_\_\_\_\_ semi-monthly, \_\_\_\_\_ monthly.

Enter date present pay period began. (Present means the pay period in  
which this order and notice of garnishment were served) -  
\_\_\_\_\_.

Enter date above pay period ends \_\_\_\_\_.

3. Enter amount of net wages. Calculate below:

(a) Gross Pay \$ \_\_\_\_\_

(b) Federal income tax \$ \_\_\_\_\_

(c) F.I.C.A. income tax \$ \_\_\_\_\_

(d) State income tax \$ \_\_\_\_\_

Total of tax withholdings \$ \_\_\_\_\_

Net Wages \$ \_\_\_\_\_

(a less total of b, c, d)

            ✓  

4. Have there been previous garnishments in effect?

If the answer is yes, describe below:  
\_\_\_\_\_  
\_\_\_\_\_

- ☒ 5. The Garnishee has custody, control or possession of the following property (non-earnings), in which the Defendant maintains an interest, as described below:

Description of Property	Approximate Value of Property	Description of Defendant's Interest

- ☒ 6. Garnishee anticipates owing to the defendant in the future, the following amounts:

Amount	Estimated Date or Period Due
\$ To be determined	To be determined, pending
\$	receipt of approved
\$	Qualified Domestic
\$	Relations order from
\$	Company savings plan
	Sponsor, Nortel Networks

Check the applicable line below if you deny that you hold property subject to this order of garnishment.

☐ The Garnishee makes the following claim of exemption on the part of Defendant.

☐ The Garnishee has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to defendant upon Plaintiff's claim.

☒ The Garnishee was then in no manner and upon no account indebted or under liability to the defendant, and the Garnishee did not have in his/her possession or control any property belonging to the defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action. *See above*

**The Garnishee acknowledges the Original Answer must be mailed to:**

Clerk, United States District Court  
P. O. Box 25670  
Raleigh, North Carolina 27611

**and a copy of this Answer to:**

United States Attorney  
310 New Bern Avenue  
Suite 800, Federal Building  
Raleigh, North Carolina 27601-1461  
ATTN: Financial Litigation Unit

**and a copy of this Answer given to the Defendant at: (Address)**

Unknown

Gregory S. Tallon

Garnishee

Subscribed and sworn to before me this

2nd day of March, 2007.

Elizabeth T. Fortum

Notary Public

My Commission Expires: 3/2/07

